

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO

IN RE:

GLORIA E. QUINONES ZAYAS

DEBTOR

CASE NO 10-09025-MCF

CHAPTER 13

MOTION AND NOTICE OF FILING OF POST-CONFIRMATION
MODIFICATION OF CHAPTER 13 PLAN

TO THE HONORABLE COURT:

COMES NOW debtor in the above captioned case through the undersigned attorney, and very respectfully states and prays as follows:

1. The debtor is hereby submitting a Post-confirmation Modification of Chapter 13 Plan, dated November 7, 2011, herewith and attached to this motion.

2. The debtor has been experiencing some economic problems which have caused her to accumulate some post-petition arrears with USDA Rural and Chapter 13 payment Plan.

3. The debtor is able again to commence making current payments to the Plan, and in order to cure the arrears debtor will require the modification of her confirmed Plan.

WHEREFORE debtor respectfully requests the allowance of the requested modification of Plan dated November 7, 2011.

NOTICE

Within twenty one (21) days after service as evidenced by the certification, and an additional three (3) days pursuant to Fed. R. Bank. P. 9006(f) if you were served by mail, any party against whom this paper has been served, or any other party to the action who objects to the relief sought herein, shall serve and file an objection or other appropriate response to this paper with the Clerk's office of the U.S. Bankruptcy Court for the

Gloria E. Quinones Zayas
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District of Puerto Rico. If no objection or other response is filed within the time allowed herein, the paper will be deemed unopposed and may be granted unless: (i) the requested relief is forbidden by law; (ii) the requested relief is against public policy; or (iii) in the opinion of the Court, the interest of justice requires otherwise.

I CERTIFY that on this same date a copy of this notice was sent by the Clerk of the Court using CM/ECF systems which will send notifications of such to the Chapter 13 Trustee; and also certify that I have mailed by United States Postal Service copy of this motion to the following non CM/ECF participants: debtor, Gloria E. Quinones Zayas; and to all creditors and parties in interest in the present case.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico this day 7th of November, 2011.

/s/ Roberto Figueroa Carrasquillo
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United States Bankruptcy Court
District of Puerto Rico

IN RE:

Case No. **10-09025-13**


QUINONES ZAYAS, GLORIA ESTHER

Chapter **13**

Debtor(s)

CHAPTER 13 PAYMENT PLAN

- The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee ☒ directly ☐ by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.
- The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.

PLAN DATED: <u>11/7/2011</u> <input type="checkbox"/> AMENDED PLAN DATED: _____ <input type="checkbox"/> PRE <input checked="" type="checkbox"/> POST-CONFIRMATION Filed by: <input type="checkbox"/> Debtor <input type="checkbox"/> Trustee <input type="checkbox"/> Other													
<p align="center">I. PAYMENT PLAN SCHEDULE</p> <table style="width:100%;"> <tr> <td>\$ 300.00 x 11</td> <td>= \$ 3,300.00</td> </tr> <tr> <td>\$ 0.00 x 2</td> <td>= \$ 0.00</td> </tr> <tr> <td>\$ 360.00 x 47</td> <td>= \$ 16,920.00</td> </tr> <tr> <td>\$ _____ x _____</td> <td>= \$ _____</td> </tr> <tr> <td>\$ _____ x _____</td> <td>= \$ _____</td> </tr> <tr> <td colspan="2">TOTAL: \$ 20,220.00</td> </tr> </table> <p>Additional Payments: \$ _____ to be paid as a LUMP SUM within _____ with proceeds to come from:</p> <p><input type="checkbox"/> Sale of Property identified as follows: _____</p> <p><input type="checkbox"/> Other: _____</p> <p>Periodic Payments to be made other than, and in addition to the above: \$ _____ x _____ = \$ _____</p> <p>PROPOSED BASE: \$ 20,220.00</p>	\$ 300.00 x 11	= \$ 3,300.00	\$ 0.00 x 2	= \$ 0.00	\$ 360.00 x 47	= \$ 16,920.00	\$ _____ x _____	= \$ _____	\$ _____ x _____	= \$ _____	TOTAL: \$ 20,220.00		<p align="center">II. DISBURSEMENT SCHEDULE</p> <p>A. ADEQUATE PROTECTION PAYMENTS OR \$ _____</p> <p>B. SECURED CLAIMS: <input type="checkbox"/> Debtor represents no secured claims. <input checked="" type="checkbox"/> Creditors having secured claims will retain their liens and shall be paid as follows: 1. <input checked="" type="checkbox"/> Trustee pays secured ARREARS: Cr. USDA RUR DEV Cr. USDA RUR DEV Cr. _____ # 35009091 # Post-Petition 9091 # _____ \$ 11,207.78 \$ 1,814.28 \$ _____ 2. <input checked="" type="checkbox"/> Trustee pays IN FULL Secured Claims: Cr. MUEBLERIA BERRIC Cr. _____ Cr. _____ # 1204359901 # _____ # _____ \$ 1,289.32 \$ _____ \$ _____ 3. <input type="checkbox"/> Trustee pays VALUE OF COLLATERAL: Cr. _____ Cr. _____ Cr. _____ # _____ # _____ # _____ \$ _____ \$ _____ \$ _____ 4. <input type="checkbox"/> Debtor SURRENDERS COLLATERAL to Lien Holder: _____ 5. <input type="checkbox"/> Other: _____ 6. <input checked="" type="checkbox"/> Debtor otherwise maintains regular payments directly to: USDA RUR DEV C. PRIORITIES: The Trustee shall pay priorities in accordance with the law. 11 U.S.C. § 507 and § 1322(a)(2) D. UNSECURED CLAIMS: Plan <input type="checkbox"/> Classifies <input checked="" type="checkbox"/> Does not Classify Claims. 1. (a) Class A: <input type="checkbox"/> Co-debtor Claims / <input type="checkbox"/> Other: _____ <input type="checkbox"/> Paid 100% / <input type="checkbox"/> Other: _____ Cr. _____ Cr. _____ Cr. _____ # _____ # _____ # _____ \$ _____ \$ _____ \$ _____ 2. Unsecured Claims otherwise receive PRO-RATA disbursements. </p> <p>OTHER PROVISIONS: (Executory contracts; payment of interest to unsecureds, etc.) Debtor(s) to provide ADEQUATE PROTECTION PAYMENTS to Muebleria Berrios thru the Trustee in the sum \$30.00 per month for the next eight months or until confirmation.</p> <p>*Or as otherwise specified on proof of claim. Late filed claims filed by creditors will receive no distribution. "Surrenders collateral": Shares/savings in any Cooperativa/Association/Bank. Debtor reserves the right to object claims after plan confirmation.</p>
\$ 300.00 x 11	= \$ 3,300.00												
\$ 0.00 x 2	= \$ 0.00												
\$ 360.00 x 47	= \$ 16,920.00												
\$ _____ x _____	= \$ _____												
\$ _____ x _____	= \$ _____												
TOTAL: \$ 20,220.00													
<p>III. ATTORNEY'S FEES (Treated as § 507 Priorities)</p> <p>Outstanding balance as per Rule 2016(b) Fee Disclosure Statement: \$ 2,854.00</p>													
<p>Signed:  _____ Debtor</p> <p>_____ Joint Debtor</p>													

Attorney for Debtor **R. Figueroa Carrasquillo Law Office**

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